

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reissue patent application of:

Hall et al.

U.S. Patent No. 5,131,069

Issued July 14, 1992

Serial No.: 07/743,726

Group No.: 2501

Filed: August 12, 1991

Examiner: S. Barns

For: FIBER AMPLIFIER HAVING
MODIFIED GAIN SPECTRUM

COMBINED DECLARATION AND POWER OF ATTORNEY BY INVENTORS

(XX) Declaration by Inventor(s):

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are
as stated below next to my name; and

I verily believe that I am the original, first and sole
inventor (if only one name is listed below), or an original,
first and joint inventor (if plural names are listed below) of
the subject matter that is claimed in letters patent U.S. PATENT
No. 5,131,069 granted on July 14, 1992 and in the foregoing
specification and for which invention I solicit a reissue patent;

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the
contents of the above identified specification, including the
claims.

I acknowledge the duty to disclose all information
known to be material to the patentability of this application in
accordance with 37 C.F.R. § 1.56.

09105572.062698

() In compliance with this duty attached herewith is an Information Disclosure Statement in accordance with 37 C.F.R. § 1.97.

STATEMENT OF INOPERATIVENESS OR INVALIDITY OF ORIGINAL PATENT
37 C.F.R. §1.175

That I believe the original patent to be

(XX) partly () wholly

inoperative or invalid because of error or errors, all of which were without any deceptive intent on the part of the applicant, by reason of said patent claiming

() more (X) less

than patentee had a right to claim.

This reissue application

() does (X) does not

seek to enlarge the scope of said original patent.

Errors:

[1] It was error without deceptive intent to permit U.S. Patent No. 5,131,069 to issue without having claims specifically directed to an amplifier structure having only one single-mode core.

[2] It was error without deceptive intent to permit U.S. Patent No. 5,131,069 to issue without having claims specifically directed to a fiber amplifier having a flattened gain spectrum.

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OFFER TO SURRENDER ORIGINAL PATENT 37 C.F.R. §1.178

Applicant hereby offers to surrender the original patent, the reissue of which is sought herein.

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Alfred L. Michaelson, Registration No. 24,511, and William J. Greener, Registration No. 38,165, of Corning Incorporated, Patent Department, SP FR 02-12, Corning NY 14831,

and Richard E. Kurtz Registration No. 19,263, Francis A. Paintin Registration No. 19,386, and Jonathan M. Waldman, Registration No. 40,861, of the firm of WOODCOCK WASHBURN KURTZ MACKIEWICZ & NORRIS LLP, One Liberty Place - 46th Floor, Philadelphia, Pennsylvania 19103.

() Attached as part of this declaration and power of attorney is the authorization of the above named attorney(s) to accept and follow instructions from my representative.

Address all telephone calls and correspondence to:

Francis A. Paintin
WOODCOCK WASHBURN KURTZ MACKIEWICZ & NORRIS LLP
One Liberty Place - 46th Floor
Philadelphia, PA 19103
Telephone No. 215-568-3100
Facsimile No. 215-568-3439

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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(XX) By the inventor(s):

1	Full Name Douglas W. Hall	Inventor's Signature	Date
	Residence Corning, NY	Citizenship U.S.A.	
	Post Office Address 48 Forest Hill Drive, Corning NY 14830		
2	Full Name Mark A. Newhouse	Inventor's Signature	Date
	Residence Corning, NY	Citizenship U.S.A.	
	Post Office Address 225 Watauga Avenue, Corning NY 14830		
3	Full Name	Inventor's Signature	Date
	Residence	Citizenship	
	Post Office Address		
4	Full Name	Inventor's Signature	Date
	Residence	Citizenship	
	Post Office Address		

Note: Even though inventor(s) do not sign, complete above information for inventor(s).

DOCKET NO.: CORN 0002

PATENT

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For: FIBER AMPLIFIER HAVING MODIFIED GAIN SPECTRUM

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

CONSENT OF ASSIGNEE FOR REISSUE
and

ASSIGNEE'S STATEMENT OF OWNERSHIP INTEREST IN REISSUE

I. In accordance with 37 CFR §1.172(a), CORNING
INCORPORATED, assignee of the entire interest in U.S. Patent No.
5,131,069, granted on July 14, 1992 to inventor(s) Douglas W.
Hall and Mark A. Newhouse, hereby consents to reissue of said
patent for the reasons set forth in the accompanying Reissue
Declaration.

II. In accordance with 37 CFR §1.172(a), said assignee
of the entire interest in United States Patent No. 5,131,069,
hereby establishes assignee's ownership of said patent and its
right to take action therein under 37 CFR §3.73(b) by:

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(X) specifying that evidence of said ownership is recorded in the Office for each assignment in the chain of title at Reel 5817, Frame 0102-0105.

Date: June 24, 1998

CORNING INCORPORATED

By:  
signature of officer

Print Name: Charles W. Deneka

Title: Senior Vice President &
Chief Technical Officer

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